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Attorney Docket No. 5325-0162.30

*AM*

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Uster, *et al.*

APPLICATION No.: 09/498,704

FILED: February 7, 2000

FOR: **LIPOSOME COMPOSITION AND METHOD  
FOR ADMINISTRATION OF A  
RADIOSENSITIZER**

EXAMINER: Kishore

ART UNIT: 1615

CONFIRM No.: 9201

**Petition to Revive Unintentionally Abandoned  
Application under 37 CFR §1.137(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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JUL 01 2003

**OFFICE OF PETITIONS**

Sir:

1. The applicant hereby petitions for revival of the above-identified application, which apparently became abandoned on July 1, 2002 for failure to file a response to the Office Action mailed April 1, 2002.
2. Reply Under 37 CFR §1.137(b)(1)  
Enclosed herewith is a reply to the Office Action.
3. Fee Under 37 CFR §1.137(b)(2)  
Please charge the fee of \$1300.00 under 37 CFR 1.17(m) to Deposit Account No. 01-1173.
4. Statement Under 37 CFR §1.137(b)(3)  
The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional.
5. Duration of Abandonment (1203 OG 86-87, Oct. 21, 1997)  
☒ This petition is being filed within 3 months of the date on which the applicant was first notified of the abandonment by a Notice of Abandonment mailed May 19, 2003. Under current USPTO practice, further information regarding the abandonment is not required.

6. Terminal Disclaimer under 37 CFR §1.137(b)(4) and (c)


- ☒ Since this application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ Since this application was filed before June 8, 1995, a terminal disclaimer is enclosed dedicating to the public a terminal part of the term of any patent granted hereon, and of any patent granted on a continuing application hereof, equivalent to the period of abandonment of this application.

7. Additional Fees

- ☒ Please charge any underpayment in fees for timely consideration of this Petition to Deposit Account No. 01-1173.

Respectfully submitted,

Date: 23 JUNE 2003

  
Paul B. Simboli  
Registration No. 38,616

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